

**SUPREME COURT MINUTES
TUESDAY, JANUARY 6, 1998
LOS ANGELES, CALIFORNIA**

The Supreme Court of California reconvened in its courtroom in the Ronald Reagan State Office Building, Third Floor, South Tower, 300 South Spring Street, Los Angeles, California, on January 6, 1998, at 9:00 a.m.

Present: Chief Justice Ronald M. George, presiding, and Associate Justices Mosk, Kennard, Baxter, Werdegarr, Chin, and Brown.

Officers present: Robert F. Wandruff, Clerk; George Rodgers, Harry Kinney, and Walter Grabowski, Bailiffs.

S057937 People, Respondent

v.

James Lloyd, Appellant

Cause called. Dennis A. Fischer argued for Appellant.

David Christopher Cook, Deputy Attorney General, argued for Respondent.

Mr. Fischer replied.

Cause submitted.

S055679 Elston LaTourette, Petitioner

v.

W.C.A.B., Respondent

Long Beach Community College District, Respondent

Cause called. Alfred E. Marotta argued for Petitioner.

William Herreras, appearing for Amicus Curiae California Applicants Attorneys Association, continued argument for Petitioner.

Warren E. Kamm argued for Respondent Long Beach Community College.

No appearance for Respondent W.C.A.B.

Mr. Marotta replied.

Cause submitted.

S060966 Dawn D., Petitioner
v.
Riverside County Superior Court, Respondent
Jerry K., Real Party in Interest
Cause called. Andrew I. Roth opened argument for Petitioner.
Diane Catran Roth continued argument for Petitioner.
Lucy J. Furuta, Deputy County Counsel, argued for Respondent.
Marjorie G. Fuller argued for Real Party in Interest.
Mr. Roth replied.
Cause submitted.

Court recessed until 1:30 p.m. this date.

Court reconvened pursuant to recess.

S059170 In re Gilbert A. Walrath and Gladys J. Walrath

Gilbert A. Walrath, Appellant
v.
Gladys J. Walrath, Respondent
Cause called. Robert R. Riggs argued for Appellant.
G. Scott Gaustad argued for Respondent.
Mr. Riggs replied.
Cause submitted.

S007386 People, Respondent
v.
Shawn Hill, Appellant
Cause called. Paul J. Spiegelman argued for Appellant.
Kenneth C. Byrne, Supervising Deputy Attorney General, argued
for Respondent.
Mr. Spiegelman replied.
Cause submitted.

Justice Chin, not participating in consideration of the following case, did not take the bench.

The Honorable H. Walter Croskey, Court of Appeal, Second Appellate District, Division Three, sitting on the following case under assignment by the Chairperson of the Judicial Council, joined the Court at the bench.

S056373 Charles Scott Huges, Appellant
v.
Board of Architectural Examiners, Appellant
Cause called. Steven Kahn, Deputy Attorney General, argued for Respondent.
William M. Smiland argued for Appellant.
Mr. Kahn replied.
Cause submitted.

Court adjourned.

S011323 People, Respondent
v.
David Esco Welch, Appellant
On application of appellant and good cause appearing, it is ordered that the time to serve and file appellant's reply brief is extended to and including January 30, 1998.

S011960 People, Respondent
v.
Cynthia Lynn Coffman and James Gregory Marlow, Appellants
On application of appellant Cynthia Lynn Coffman and good cause appearing, it is ordered that the time to serve and file appellant's opening brief is extended to and including January 30, 1998.

S054125 People, Respondent

v.

Sherman Allen, Appellant

On application of appellant and good cause appearing, it is ordered that the time to serve and file appellant's opening brief on the merits is extended to and including February 2, 1998.

S061492 Local Union No. 595 et al., Petitioners

v.

San Francisco Superior Court, Respondent

Lloyd W. Aubry, Jr., Real Party in Interest

The application of Honorable Bill Lockyer et al. for permission to file an amicus curiae brief in support of petitioners is hereby granted.

An answer thereto may be served and filed by any party within twenty days of the filing of the brief.

S062100 In re Brad Winkler

on

Habeas Corpus

On application of petitioner and good cause appearing, it is ordered that the time to serve and file petitioner's reply to the informal response to the petition for writ of habeas corpus is extended to and including January 15, 1998.

S063737 In re David Bloxton

on

Habeas Corpus

On application of Attorney General and good cause appearing, it is ordered that the time to serve and file informal response to the petition for writ of habeas corpus is extended to and including February 5, 1998.

S064469 People, Respondent

v.

Kendall Wood et al., Appellants

Upon request of appellant Kendall Wood for appointment of counsel, John F. Schuck, is hereby appointed to represent appellant on his appeal now pending in this court.

S066927 Michael E. Allen, Petitioner

v.

Los Angeles County Superior Court, Respondent

Willie Williams as Chief of Police, Real Party in Interest

The above entitled matter is transferred to the Court of Appeal, Second Appellate District, for consideration in light of Hagan v. Superior Court, (1962) 57 Cal.2d 767. In the event the Court of Appeal determines that this petition is substantially identical to a prior petition, the repetitious petition shall be denied.

S055024 In the Matter of the Suspension of Attorneys

Pursuant to Rule 962, California Rules of Court

FREDERICK TAIT EHLER, #165526, was listed by the State Department of Social Services as being in arrears in payment of support obligations. He later obtained the necessary release from the appropriate District Attorney. He has subsequently been identified by the Department of Social Services as again being delinquent. Pursuant to Rule 962(a) of the California Rules of Court, IT IS **HEREBY ORDERED** that **FREDERICK TAIT EHLER**, be suspended from membership in the State Bar of California and from the rights and privileges of an attorney to act from and after **February 5, 1998**.

IT IS FURTHER ORDERED that upon receipt by the State Bar of California of a release issued by the appropriate District Attorney pursuant to subdivision (1) of section 11350.6 of the Welfare and Institutions Code, the State Bar shall certify the fact of the receipt of such release to the Clerk of the Supreme Court and the suspension shall be terminated by order of this Court and he shall be fully restored to membership in the State Bar of California, and to all rights and privileges, duties and responsibilities incident thereto;

IT IS FURTHER ORDERED that until restored as above provided, he shall be precluded from practicing as an attorney at law, or an attorney or agent of another in and before all the courts, commissions and tribunals of this state, and from holding himself out to the public as an attorney or counsel at law.